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# FEE TRANSMITTAL for FY 2007

Effective 2/8/2006. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 1,680

## Complete if Known

Application Number 10/712,018  
Filing Date November 14, 2003  
First Named Inventor Neil H. PUESTER et al.  
Examiner Name Tracy Mae Dove  
Art Unit 0745  
Attorney Docket No. 9077-000001/US

### METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit card ☐ Money ☐ Other ☐ None  
Order

☒ Deposit Account:

Deposit Account Number 08-0750

Deposit Account Name Harness, Dickey & Pierce, PLC

The Director is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments  
☒ Charge any additional fee(s) during the pendency of this application  
☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

### FEE CALCULATION

#### 1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1011	300	2011	150	Utility filing fee	
1012	200	2012	100	Design filing fee	
1013	200	2013	100	Plant filing fee	
1014	300	2014	150	Reissue filing fee	
1005	200	2005	100	Provisional filing fee	

SUBTOTAL (1)

(\$0)

#### 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from below	Fee Paid
24	-37 ** = 0	50	0
Independent Claims	4	-3 ** = 1	200
Multiple Dependent			0

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1202	50	2202	25	Claims in excess of 20
1201	200	2201	100	Independent claims in excess of 3
1203	360	2203	180	Multiple dependent claim, if not paid
1204	200	2204	100	** Reissue independent claims over original patent
1205	50	2205	25	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2)

(\$200)

\*\*or number previously paid, if greater; For Reissues, see above

### FEE CALCULATION (continued)

#### 3. ADDITIONAL FEES

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet.	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	120	2251	60	Extension for reply within first month	110
1252	450	2252	225	Extension for reply within second month	
1253	1020	2253	510	Extension for reply within third month	
1254	1,590	2254	795	Extension for reply within fourth month	
1255	2,160	2255	1080	Extension for reply within fifth month	
1401	500	2401	250	Notice of Appeal	
1402	500	2402	250	Filing a brief in support of an appeal	
1403	1000	2403	500	Request for oral hearing	
1452	500	2452	250	Petition to revive - unavoidable	
1453	1500	2453	750	Petition to revive - unintentional	
1462	400	1462	400	Petition fee under 37 CFR 1.17(f)	
1463	200	1463	200	Petition fee under 37 CFR 1.17(g)	
1464	130	1464	130	Petition fee under 37 CFR 1.17(h)	
1807	50	1807	50	Processing fee under 37 CFR 1.17 (q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	790	2809	395	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	790	2810	395	For each additional invention to be examined (37 CFR § 1.129(b))	
1801	790	2801	395	Request for Continued Examination (RCE)	

Other fee (specify) Petition Under 37 CFR § 1.78(a)(3)

1,370

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

(\$1,480)

#### 4. SEARCH/EXAMINATION FEES

1111	500	2111	250	Utility Search Fee	
1112	100	2112	50	Design Search Fee	
1113	300	2113	150	Plant Search Fee	
1114	500	2114	250	Reissue Search Fee	
1311	200	2311	100	Utility Examination Fee	
1312	130	2312	65	Design Examination Fee	
1313	160	2313	80	Plant Examination Fee	
1314	600	2314	300	Reissue Examination Fee	

SUBTOTAL (4)

(\$0)

### SUBMITTED BY

Name (Print/Type) John A. Castellano  
Signature [Signature]  
Registration No. (Attorney/Agent) 35,094  
Telephone 703-668-8000  
Date August 17, 2007

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/712,018  
Filing Date: 11/14/2003  
Applicant: Neil H. Puester  
Group Art Unit: 1745  
Examiner: Tracy Mae Dove  
Title: GASKET, A BIPOLAR BATTERY AND A METHOD FOR  
MANUFACTURING A BIPOLAR BATTERY WITH SUCH  
A GASKET  
Attorney Docket: 9077-000001/US

Customer Service Window  
Randolph Building  
401 Dulany Street  
Alexandria, VA 22314  
**MAIL STOP PETITION**

August 17, 2007

**PETITION UNDER 37 C.F.R. § 1.78 (a)(3) FOR  
UNINTENTIONALLY DELAYED CLAIM FOR PRIORITY**

Dear Sir:

Applicants respectfully petition in the present application under 37 CFR § 1.78(a)(3) for an unintentionally delayed claim for priority, claiming benefit to Application No. 10/434,168, filed May 9, 2003 (published as U.S. 2005/0260493, copy enclosed). Applicants submit that the present application is a continuation-in-part of Application No. 10/434,168.

Applicants respectfully submit that the delay in making this claim for priority, between the date the priority claim was due under 37 CFR § 1.78(a)(2)(ii) and the date the priority claim was actually filed as a continuation-in-part of U.S. Application No. 10/434,168, was unintentional.

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01 FC:1454 1370.00 0P

As required by 37 C.F.R. § 1.78, a surcharge of \$1,370.00 as set forth under 37 C.F.R. § 1.17(t) is included with this response. In addition, the present application has been amended to include a reference to U.S. Application No. 10/434,168 as required by 35 § U.S.C. 120 and paragraph 37 CFR § 1.78(a)(2). The amendment has been filed concurrently with this Petition, and a copy of the amendment is enclosed. Furthermore, the present application is co-pending with U.S. Application No. 10/434,168 and names at least one common inventor with U.S. Application No. 10/434,168.

Should there be any outstanding matters that need to be resolved in the present application, the Examiner is respectfully requested to contact John A. Castellano at the telephone number of the undersigned below.

If necessary, the Commissioner authorized in this, concurrent and future replies, to charge payment or credit any overpayment to deposit account number 08-0750 for any additional fees required 37 C.F.R. 1.16 or under 37 C.F.R. 1.17.

Respectfully submitted,

HARNESS, DICKEY, & PIERCE, P.L.C.

By  John A. Castellano, Reg. No. 35,094

P.O. Box 8910  
Reston, Virginia 20195  
(703) 668-8000

JAC/BGP/pw

Enclosure: Copy of U.S. Publication No. 2005/0260493  
Copy of Amendment to include reference to U.S. Application No. 10/434,168